

(1:13CV2556)

[\(2002\)](#) (if an attorney is awarded fees pursuant to both statutes, that attorney must “refun[d] to the claimant the amount of the smaller fee”).¹

IT IS SO ORDERED.

May 9, 2016
Date

/s/ Benita Y. Pearson
Benita Y. Pearson
United States District Judge

¹ Plaintiff has submitted two requests for attorney’s fees. See ECF Nos. [20](#) and [24](#). Plaintiff’s counsel is entitled to attorney’s fees both pursuant to the EAJA and [42 U.S.C. § 406\(b\)](#). *Jankovich v. Bowen*, 868 F.2d 867, 871 n. 1 (6th Cir. 1989). The Court previously awarded EAJA fees to Plaintiff’s Counsel. See [ECF No. 22](#).